

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

## SENATE ENROLLED ACT No. 523

AN ACT to amend the Indiana Code concerning human services.

*Be it enacted by the General Assembly of the State of Indiana:*

SECTION 1. IC 12-7-2-158.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 158.5. "Reentry court program", for purposes of IC 12-14-29, has the meaning set forth in IC 12-14-29-1.**

SECTION 2. IC 12-7-2-189.8 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 189.8. "TANF program" refers to the federal Temporary Assistance for Needy Families program under 42 U.S.C. 601 et seq.**

SECTION 3. IC 12-14-29 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]:

**Chapter 29. Assistance for Reentry Court Program Participants**  
**Sec. 1. "Reentry court program", for purposes of this chapter, refers to a program that meets the following requirements:**

- (1) A circuit or superior court has established and administers the program.**
- (2) The program is designed to supervise and provide services to an individual who was previously incarcerated by the department of correction in an adult correctional facility.**
- (3) The goal of the program is to increase the likelihood that**



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the individual will:

- (A) become self-sufficient; and
- (B) not commit additional crimes.
- (4) The program provides intensive supervision, which may include twenty-four (24) hour electronic monitoring supervision of the individual.
- (5) The program provides regular and direct judicial intervention that is supported and advised by a transition team that consists of at least the following:
  - (A) A professional from a community corrections program.
  - (B) A professional from a victim assistance program.
  - (C) A professional from the treatment community.
  - (D) An employment trainer.
  - (E) A community volunteer.

**Sec. 2.** Under this chapter, an individual is eligible for food stamps if the individual meets all the following requirements:

- (1) The individual is a resident of a county having a reentry court program.
- (2) The individual was convicted of an offense under IC 35-48 (controlled substances) for conduct occurring after August 22, 1996.
- (3) Except for 21 U.S.C. 862a(a), the individual meets the federal and Indiana food stamp program requirements.
- (4) The individual is successfully participating in a reentry court program.

**Sec. 3.** Under this chapter, an individual is eligible for the TANF program if the individual meets all the following requirements:

- (1) The individual is a resident of a county having a reentry court program.
- (2) The individual was convicted of an offense under IC 35-48 (controlled substances) for conduct occurring after August 22, 1996.
- (3) Except for 21 U.S.C. 862a(a), the individual meets the federal and Indiana TANF program requirements.
- (4) The individual is successfully participating in a reentry court program.

**Sec. 4.** In accordance with 21 U.S.C. 862a(d)(1), the state elects to opt out of the application of 21 U.S.C. 862a(a) for individuals participating in a reentry court program.

**Sec. 5.** (a) If referred by a court, an individual who meets the requirements of section 2 of this chapter may receive food stamps

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for not more than twelve (12) months.

(b) If referred by a court, an individual who meets the requirements of section 3 of this chapter may receive TANF benefits for not more than twelve (12) months.

Sec. 6. A court may modify or revoke an order issued under this chapter concerning a food stamp eligible individual or a TANF eligible individual at any time.

Sec. 7. A court shall immediately notify the county office of family and children:

- (1) upon the court's finding of probable cause that an individual has committed a felony offense during the period in which the individual is eligible for TANF or food stamps; or
- (2) when an individual has been terminated from a reentry court program during the period in which the individual is eligible for TANF or food stamps.

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President of the Senate

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President Pro Tempore

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Speaker of the House of Representatives

Approved: \_\_\_\_\_

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Governor of the State of Indiana

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SEA 523 — Concur+

